



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

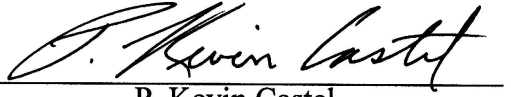
April 7, 2021

BY ECF

The Honorable P. Kevin Castel
United States District Judge
Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007

Application GRANTED.

So Ordered.
4/8/2021


P. Kevin Castel
United States District Judge

Re: *United States v. Virgil Griffith*, 20 Cr. 15 (PKC)

Dear Judge Castel:

As the Court is aware, the Government's anticipated Classified Information Procedures Act ("CIPA") submission in this matter was originally due on March 19, 2021. On March 15, 2021, at the direction of the Counterintelligence and Export Control Section of the National Security Division for the Department of Justice ("CES"), the Government requested, and the Court granted, a three-week extension of that deadline until April 9, 2021. *See* Dkt. 105. This morning, the head of a member of the United States Intelligence Community ("USIC") requested a one-week extension of the April 9, 2021 deadline to complete a supporting declaration that is a necessary component of the filing. *See United States v. Aref*, 533 F.3d 72, 80 (2d Cir. 2008) (specifying that the privilege must be "lodged by the head of the department which has control over the matter, after actual personal consideration by that officer" (internal citation and quotation omitted)).

Because a supporting declaration from this member of the USIC is necessary for the invocation of the "state secrets" privilege, CES has instructed this Office to seek a one-week extension of the Government's deadline to file its motion pursuant to CIPA.

cc: Defense Counsel (by ECF)